

+

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Do not respond to a collection of information unless it contains a valid OMB control number.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Complete if Known

Application Number	10/049,442
Filing Date	February 12, 2002
First Named Inventor	Joachim BUG et al.
Group Art Unit	1614
Examiner Name	Unassigned
Attorney Docket Number	KUTZ-3

(use as many sheets as necessary)

Sheet	1	of	2
-------	---	----	---

[illegible][illegible]

**Examiner
Signature**

Gene Mark

Date Considered

12/30/03

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

RECEIVED

JUL 17 2002

TECH CENTER
JUL 17 2002

Please type a plus sign (+) inside this box →



PTO/SB/08A (05-05)

Approved for use through 10/31/2002. OMB 065-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 2 of 2

Complete if Known

Application Number	10/049,442
Filing Date	February 12, 2002
First Named Inventor	Joachim BUG et al.
Group Art Unit	1614
Examiner Name	Unassigned
Attorney Docket Number	KUTZ-3

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	1	Shirets-MASAYUKI et al., "11139978 AA, Japan, 05/25/1999.	
	2	Hizaki SHIGERU et al., "Enteric Particle", 5186335 AA, Japan, 07/27/1993.	
	3	Yokota TOYOICHI et al., "Lactobacillus-Tablet Provided with Enteric Coating", 4041434 AA, Japan 02/12/1992	
	4	Minemura TAKESHI et al., "Bifidobacterium Bacterium Preparation and Production Thereof", 4273823 AA, Japan, 09/30/1992.	
	5	Kominato JO et al., "Internal Medicine Containing Beneficial Bacteria And Production Thereof", 62212324, Japan, 09/18/1987.	
	6	Motoyama SHIMESU et al., "Material Containing Beneficial Enterobacterium and Production Thereof", 62201823 AA, Japan 09/05/1987.	
	7	"Preparation of Granules Containing Useful Enteric Bacteria", XP 002155192.	
	8		
M	9	Kurt H. BAUER et al., Pharmazeutische Technologie, Georg Thieme Verlag Stuttgart, New York, 1978	
M	10	Heinz SUCKER et al., Pharmazeutische Technologie, Georg Thieme Verlag Stuttgart, 1978	

Examiner
Signature

Gene Mark

Date

Considered

12/30/03

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

+

 RECEIVED
JUL 16 2002
TECHNOLOGY CENTER 1700